

B. Amendments to the Claims

Please amend the claims where indicated:

Claims 1-25 (cancelled).

26. (Previously added and amended) A writing instrument for alternatively writing on a surface and for interfacing with a touch sensitive display, the writing instrument comprising:
an elongated body having a first end having a writing tip and a second end; and
a cap having a first end having a first aperture for receiving one end of the elongated body and a second end having a second aperture with a retractable non-writing tip mounted therein, the non-writing tip being adapted for use with a touch sensitive display, wherein the second end of the writing instrument cooperates with the cap to extend the non-writing tip outwardly from the second aperture.

28. (Previously added) The writing instrument of claim 26, wherein the non-writing tip is fabricated from rubber.

29. (Previously added and amended) The writing instrument of claim 26, further comprising a source for generating a signal for remotely communicating with a personal digital device.

30. (Previously added) The writing instrument of claim 29 further comprising a micro-switch for coupling the source for generating a signal to the writing tip.

31. (Previously added) The writing instrument of claim 26 further comprising an ink supply positioned in the elongated body.

32. (Previously added) The writing instrument of claim 29, wherein the source includes an electromechanical transmitter.

Claim 33-35 (cancelled).

36. (Previously added) A cap for an instrument, the cap comprising:
a first end for positioning over an end of the instrument; and

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a second end having an aperture, the aperture having a non-writing retractable tip mounted therein, the retractable tip being adapted for use with a touch sensitive display, the retractable tip movable between a first normal position retracted substantially within the second aperture and a second extended position.